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14 UNITED STATES DISTRICT COURT
15 CENTRAL DISTRICT OF CALIFORNIA

16 SUZETTE A. KELLY, an individual;
17 and SARAH FASHION HOUSE,
INC., a Florida corporation,

18 Plaintiffs,

19 v.

20 FASHION NOVA, LLC, a California
21 corporation,

22 Defendant.
23
24

CASE NO. 2:23-cv-02360-
JAK(RAOx)

**FASHION NOVA, LLC'S
OBJECTION TO PLAINTIFFS'
UNAUTHORIZED
SUPPLEMENTAL REPLY RE
CONTEMPT**

HEARING DATE/TIME: AT COURT
DISCRETION

REFERRED TO MAGISTRATE
JUDGE ROZELLA A. OLIVER

25 Defendant Fashion Nova, LLC ("Fashion Nova") submits this Objection to
26 the supplemental reply re Contempt filed by Plaintiffs Suzette Kelly and Sarahi
27 Fashion House, Inc. ("Plaintiffs") on March 1, 2025. (Dkt. Nos. 294-296.)

1 On January 27, 2025, the Court directed Plaintiffs to provide a supplemental
2 filing by February 10, 2025, regarding their ability to pay the monetary sanctions
3 previously ordered by the Court (Dkt. No. 219), which they did (Dkt. Nos. 267-
4 71). On February 24, 2025, pursuant to the Court's Order, Fashion Nova submitted
5 its response to Plaintiffs' supplemental filing. (Dkt. Nos. 291-93.) The Court did
6 not order or request any further briefing or authorize any additional information to
7 be submitted regarding Plaintiffs' ability to pay the sanctions award.

8 However, on March 1, 2025, Plaintiffs filed an unauthorized reply to
9 Fashion Nova's response and submitted new financial information, and an
10 application to file the reply and new financial information under seal. (Dkt. Nos.
11 294-96.) On March 3, 2024 the Court issued an order granting Plaintiffs'
12 application to file the reply and related papers under seal but specifically noted that
13 the Court had *not* granted leave to Plaintiffs to file a reply to Fashion Nova's
14 response to Plaintiffs' supplemental submission. (Dkt. No. 297.)

15 Fashion Nova objects to Plaintiffs filing of a supplemental reply outside the
16 scope of what the Court previously authorized the parties to submit. Fashion Nova
17 requests that Plaintiff's unauthorized reply be disregarded in considering the relief
18 to be granted in connection with this matter. If the Court is inclined to consider the
19 unauthorized reply, Fashion Nova requests that the Court permit Fashion Nova an
20 opportunity to file a response to Plaintiffs' belated and unauthorized filing.

21 DATED: March 4, 2025

/s/ Lucia E. Coyoca
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